

EMERGENCY COMMISSION MEETING
Minutes
Wednesday, September 20, 2006

A meeting of the Emergency Commission was held on Wednesday, September 20, 2006, in the Governor's Conference Room. Present in the room were Governor John Hoeven, Senator Bob Stenehjem, and Secretary of State Al Jaeger. Participating via telephone were Senator Ray Holmberg and Rep. Rick Berg. Rep. Ken Svedjan joined the meeting by telephone at Request # 1613. Governor Hoeven called the meeting to order at 1:35 p.m.

Noted: Under the provision of N.D.C.C., Chapter 54-16, and if approved by the Emergency Commission, requests marked with an asterisk will be forwarded for review and approval in the meeting of the Legislative Council Budget Section Committee scheduled for October 4.

1. Office of Attorney General (Request # 1602)

Request approval for increased spending authority of \$30,000 to accept state contingency funds for the litigation fees line item (\$30,000) to cover increased costs related to expert witness fees, deposition costs, cost of transcriptions and other miscellaneous litigation expenses.

Secretary Jaeger moved for approval with the increased spending authority limited to \$15,000. Governor Hoeven seconded the motion. Voting aye were Holmberg, Jaeger, and Hoeven. Voting no were Stenehjem and Berg. Motion carried.

2. Protection & Advocacy Project * (Request # 1603)

Request approval for increased spending authority of \$1,000,000 to accept federal funds from the U.S. Department of Education, Title III Program, for protection and advocacy line (\$1,000,000) for Alternative Financial Loan Program (AFLP) to expend personal financing options for persons with disabilities in purchasing assistive technology (AT) devices and services.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Berg, Holmberg, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

3. Game and Fish Department * (Request # 1604)

Request approval for increased spending authority of \$150,000 to accept federal funds (\$112,500) from the U.S. Fish and Wildlife Service and other funds (\$37,500) from Game and Fish Fund for expenses related to increased need for noxious weed control.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Holmberg, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

4. Game and Fish Department * (Request # 1605)

Request approval for a line item transfer from grants line (\$450,000) to operating line (\$450,000) due to increased travel expenses in fisheries and enforcement divisions and for replacement of radios used for enforcement purposes.

Secretary Jaeger moved for approval. Senator Stenehjem seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

5. Department of Health – Traffic Assessment * (Request 1606)

Request approval for increased spending authority of \$60,000 to accept federal funds from the National Highway Transportation Safety Administration passed through from the North Dakota Department of Transportation for salaries line (\$35,000) and for operating line (\$25,000), and approval for 1 FTE, for Traffic Assessment Program, which is related to ambulance services and state's emergency health care delivery system.

Senator Holmberg moved for approval. Senator Stenehjem seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

6. Department of Health – Suicide Program * (Request 1607)

Request approval for increased spending authority of \$263,000 to accept federal funds from Center for Disease Control (CDC) for operating line (\$63,000) and grants line (\$200,000) for suicide prevention program targeting areas of state with highest rates of youth suicide mortality.

Senator Holmberg moved for approval. Representative Berg seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Jaeger, and Hoeven. No nay votes. Motion carried.

7. Department of Health – Comprehensive Cancer * (Request 1608)

Request approval for increased spending authority of \$153,000 to accept federal funds from the Centers for Disease Control and Prevention for salaries line (\$82,400), operating line (\$28,000), and grants line (\$42,600), and approval for 2 FTE, to implement comprehensive cancer control program within the state.

Senator Holmberg moved for approval. Secretary Jaeger seconded the motion. Voting aye were Berg, Holmberg, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

8. Department of Health – Pandemic Flu * (Request 1609)

Request approval for increased spending authority of \$1,200,000 to accept federal funds from the Center for Disease Control (CDC) Bioterrorism Supplemental Grant funds for salary line (\$90,000), operating line (\$360,000), capital assets line (\$100,000) and grants line (\$650,000) for pandemic influenza program for preparedness, training, testing, equipment, medical supplies, and laboratory equipment.

Senator Holmberg moved for approval. Secretary Jaeger seconded the motion. Voting aye were Holmberg, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

9. Department of Health – Arsenic Trioxide * (Request 1610)

Request approval for increased spending authority of \$6,000,000 to accept federal funds from the Environmental Protection Agency for grants line (\$6,000,000) for impacted counties having elevated arsenic concentrations in drinking water to allow them to design and construct arsenic trioxide remedy site to supply water with arsenic concentrations below the acceptable arsenic maximum contaminant level.

Senator Holmberg moved for approval. Representative Berg seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

10. Department of Health – Women’s Infant and Children (WIC) Program * (Request 1611)

Request approval for increased spending authority of \$1,800,000 to accept federal funds from the U.S. Department of Agriculture for women’s infant and children program (\$1,800,000) due to increased enrollment in WIC program along with increased costs for food items including infant formula.

Senator Stenehjem moved for approval. Secretary Jaeger seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

11. Bank of North Dakota * (Request 1612)

Request approval for increased spending authority of \$85,500 to accept other funds from Energy Star Exxon Grant for capital assets line (\$85,500) and approval for a line item transfer from contingency line (\$625,000) to capital assets line (\$625,000) for items needed related to construction of new building and for a project contingency fund.

Senator Holmberg moved for approval. Senator Stenehjem seconded the motion. Voting aye were Stenehjem, Holmberg, Jaeger, and Hoeven. Voting no was Berg. Motion carried.

12. Workforce Safety & Insurance * (Request 1613)

Request approval for increased spending authority of \$250,000 to accept other funds from workforce safety and insurance fund for workforce safety and insurance line (\$250,000) to cover salary adjustments authorized by the 2005 Legislative Assembly.

Representative Berg moved for approval. Senator Stenehjem seconded the motion. Voting aye were Berg, Holmberg, Svedjan, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

13. Department of Agriculture * (Request 1614)

Request approval for increase spending authority of \$145,000 to accept federal funds from the U.S. Department of Agriculture, Animal and Plant Health Inspection Services, for salary line (\$35,000) and operating line (\$110,000) to conduct a potato cyst nematode survey.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Holmberg, Svedjan, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried

14. Secretary of State (Request 1615)

Request approval for increase spending authority of \$25,012 to accept other funds for general services operating account for salary line (\$25,012) and approval for a line item transfer from operating line (\$18,500) to salary line (\$18,500) for overtime wages associated with increased demand for agency services.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Svedjan, Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried

The meeting adjourned at 2:38 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Alvin A. Jaeger". The signature is fluid and cursive, with the first name "Alvin" and last name "Jaeger" clearly distinguishable.

Alvin A. Jaeger
Secretary of State
Secretary to Emergency Commission